Prospective realty owners find much of interest in the

LXXXVI., NO. 64.

SALT LAKE CITY, TUESDAY MORNING, DECEMBER 17, 1912.

16 PAGES—FIVE CENTS

al Engagement Off Dardanelles ich the Crack Greek iser Georgio Avior-Is Badly Damaged Five of the Crew unded; Details Are

OYS MEET TO ARRANGE TERMS

ything Favorable the Surface for the nclusion of the Bal-War; Turkey Apently Willing to e Most of Her Euan Territory.

tional News Service.

DON, Dec. 16 .- According Daily Telegraph's Constantirrespendence the naval acthe Dardanelles resulted in

's largest and most modip, the armored cruiser Avioroff, was hit by four d badly damaged. Her guns were quickly siand the rest of the Greek

battle continued against the f alone but later this vesd in the direction of Pi-The Turkish fleet suffered c, according to the Tele-

ENS, Dec. 16 .- The captain the engagement between ceks and Turkish warships that two Turkish ships everely damaged by Greek

DON, Dec. 16 .- A naval en nent between the Greek and rkish fleets occurred today been the Dardanelles and Imthe damage done is problem-

ficial reports from the Turk-Greek commanders show that warships left the Darat 8:20 o'clock in the morn fight began at 9:25. What engaged is not known,

theavy cannonading, the Turks agbout had remained under the of the forts, retired within nelles. The Turks claimed silenced the guns of the av liser Georgia Avioraff, but the scount says that only five men

olo Greek fleet erwised in the ontil late in the afternoon, Turkish destroyers appeared fed with the Turkish destroy-

urkish commander makes no casualties, but says his ships no damage.

#### MEETING OF PEACE ENVOYS

N. Dec. 16 -The preliminarie conference were completed apparently the Greek difficulty the signing of the armistice rinounted Everything is in for actual negotiations to be-

Is the divergence in the claims there is little prospect of an ation of the conference. rkish and Bulgarian delegates

aged informal meeting at 7 evening, at which it is rediscussed Adrianople.

ted through Berlin tonight vlan ministers in council dedeference to Russian and ce, to yield the port of Duthe Adriatic, and that the on in connection with this but there are indications of in the Austro-Serb difficulty. emperor is credited with that he was hopeful of the atria to carry out her Balinned on Page Three,

DIVORCEE WHO GETS \$1233 MONTHLY FROM F AUGUSTUS HEINZE

MRS. BERNICE G. HEINZE.



## LIBERAL ALIMONY IS GRANTED MRS. HEINZE

Erstwhile Copper King Will Pay \$1233 Monthly, and Must Educate Son.

NEWEURGH, N. Y., Dec. 16 .- What s regarded as the second highest ali nony ever granted in New York state was allowed to Mrs. Bernice G. Heinze when Justice Arthur S. Tompkins, in the supreme court here this evening, granted her a decree of divorce from od. It lasted an hour and a Fritz Augustus Heinze, the former copper king.

The court directed defendant to give his wife \$1000 a month alimony and also to pay the rent of her New York apartments, amounting to \$233 a gramme." They estimate that at least month, until the lease expires, which seventeen of the thirty-six "hold-over" will be in about two or three years.

custody of their only child, a boy, and jority of the incoming Democrats will the father is to pay for the education Join them. of the boy after he reaches the age of senate committees is an integral part of five years.

ver-Los Augeles division of the Union Pacific, was called today. He identified photograph of Mr. Heinze and an unidentified woman, alleged to be a Miss Lavelle, a chorus girl. He testified that the man and woman had traveled together from Ogden to Los Angeles on September 26 last.

Benjamin F. Spellman, on behalf of Mrs. Heinze, presented affidavits showing default on the part of Heinze, and older senators have the choice of places. stated that an agreement had been reached relative to alimony and custody of the child. When the details of the agreement was made known and there was no contest on the part of the defendant, the court promptly signed the decree.

Heinze did not appear at the trial here today. At the hearing at Nyack on Saturday he declined to give the name of the mysterious woman in the Hive Balkan allies and Tur; photograph, declaring that to do so would incriminate him.

#### SENATOR BORAH WINS RECOGNITION FIGHT

Special to The Tribune. WASHINGTON, Dec. 16 .- Much to his Plan of "Insurgents." surprise, Senator Borah of Idaho today on the attorney and that the strong general and talk over the appointment of district attorney and marshal for the report has not been there are to be partnernt and it was agreed to renow the strong that this should be done, while at the same time a spirit of harmony is preserved. It is hoped that senators holding first rank on from there to sk important committees will be partnernt and it was agreed to renow there are to sk important that senators holding first rank on from the report has not been into Shall Holder as agreed to renow. is not acceptable.

# FIGHT STARTS OVER CONTROL OF THE SENATE

Chamber Seek Some of the Important Chairmanships Held by "Warhorses."

CONFERENCE HELD TO DISCUSS PLANS

President-Elect Wilson Ex- Roads Lose Control of Tempected to Take Hand in the Squabble as Soon as He Takes Office.

SHINGTON, Dec. 16 -The fight within the Democratic party for control of the senate under th next administration has taken definite form within the last tion by a small body of Democrats toward laying the basis for what they "progressive control" in the next time of "independent" mines. congress.

A series of conferences, culminating is dinner yesterday, at which nearly a dozen Democrats were present, have resuited in a general understanding for a corganization movement designed to inire the control of legislation and poldes after March 4 by senators in full ympathy with the views of Presidentlect Wilson

No detailed programme has been outned, but the campaign is understood to nvolve the entire subject of senate control, the direction of affairs by senators approved by the reorganizers, and the stablishment of a new system of committee assignments that will distribute important committee places alike to men

#### Senators at Conference.

Those who have participated in the onference thus far are Senators Lea of Pennessee, Smith of Georgia, Smith of South Carolina, Myers of Montana, Newands of Nevada, Ashurst of Arizona. Gore and Owen of Oklahoms, Stone of Missouri, O'Gorman of New York, Marine of New Jersey and Representative Shepard of Texas, prospective successor o Senator Baffey.

It is understood that all of the senafors named do not agree to the more radical features of the "insurgent programme," although they have indorsed the government, the general purpose of demanding recogition for all members of the party and for the establishment of what they term progressive legislative policies. It is understood that Senators Stone and O'Gorman, who have participated in the later conferences, have urged some mederailon of the general plan outlined at the

#### earlier gatherings. Wilson in Fight.

The renate fight is expected to reach President-elect Wilson almost as soon as e takes up questions of legislation. The leaders in the Democratic "insurgent" povement assert that at least twentyseven of the forty-nine Deomeratic senators in the next congress will support their view of the "progressive pro senators will align themselves with the Mrs. Heinze was also granted the reorganization element and that a ma-

The fight for places on the important the new movement. The insurgent Dem-Only one witness, a colored porter on ocratic forces probably will demand Pullman sleeper running on the Den- fair distribution of places among new and old members on the five leading committees-appropriations, finance, for eign relations, judiciary, and interstate the five next important committeescommerce, military affairs, naval affairs postoffices, and agriculture.

## Would Change System.

Such an arrangement would change the seniority system under which the and often hold commanding positions on several of the leading committees.
Senators identified with the movement refused to outline today the extent to which the reorganization might effect Democrais of long service like Senators Tillman. Simmons. Overman, Martin, Bacon, Culberson and Johnston. Senator Owen, however, said that in the case of a member of the senate who has the choice at present of a number of important places, "we would give a senator thus situated one good place and tion distribute the other desirable appointments." on several of the leading committees.

"In my judgment, it would be the disposition of the senate next March to ap-position equitably the powers and dig-nities of the senate," continued Senato Owen, "not ignoring the experience o-seniority, but utilizing to the fullest exowen, not ignoring to the fullest ex-seniority but utilizing to the fullest ex-tent the ability and experience of new members and making the Democratis senate heartily in accordance with the progressive spirit of the people of the ragressive sp

inate Shad Hodgin as marshal. District
Attorney Ligenfelter is not a candidate for reappointment and Borah has not yet submitted a recommendation for that office. Wickersham assured him, however, that no appointment would be made that

# SUPREME COURT GIVES OPINION IN COAL CASES

Newer Members of Upper Contracts of Railroad-Owned Companies in Anthracite Fields With Independents Are Cancelled.

> GOVERNMENT WINS PARTIAL VICTORY

ple Iron Company; Charge of "a General Combination" Not Sustained.

federal supreme court today cancelled, as violative of the Sherman law, the contracts by which railroad-owned coal companies in the Pennsylvania anthracite fields had purchased the output for all

Attorney General Wickersham to night expressed the belief that the 'decision will so completely destroy he combination that now controls the price of anthracite that it must result in a distinct measure of relief to th public.

The court also ordered the dissolu ion of railroad control of the Temple fron company, by which the principal railroads and their coal companies were found to have strangled a project to build a competing road into the an thracite fields in 1898 and by which monopolizing schemes could be put into execution handily in the future.

#### Evidence Not Conclusive.

The government failed, the court held, to show "a general combination" to apportion the amount of coal to ! put upon the market annually by the various roads. The government's other charges as to a general combination were characterized as "indefinite."

Minor combinations were held to have been improperly included in the petition of the government and the proceeding against them was dismissed without prejudice to other actions by

Justice Burton announced the annuimous opinion of the court, which for the purposes of this case, consisted of only six members. Justice Day took no part in the decisions because of his absence from the bench when the case was argued in October, 1911. Justice Hughes refrained from participating in the action of the court because he was a special assistant to the attorney general when the coal business first was investigated by the government. Justice Pitney was not on the bench when the case was presented to the court.

#### Railroads Concerned.

The railroads concerned in the case were the Philadelphia & Reading, the Lehigh Valley, the Delaware, Lacks wanna & Western, the Central Rail read of New Jersey, the Eric and the New York, Susquehanna & Western,

The minor combinations not passed on but left for possible future conbeen created in 1898 by the absorption of the New York, Susquehanna and Western by the Erie, in 1901 by the acquisition by the Reading company commerce-and a similar distribution on of the Central of New Jersey, with its coal companies, in 1899 by the acquisition by the Erie of the Pennsylvania Coal company, which is said to have been projecting a new railroad, the Delaware Valley and Kingston.

factor of the six railroads and their coal companies in anthracite mining. Over 90 per cent of the cutire unmined area of anthracite were owned by them, he declared, and over 75 per cent of the annual supply put on the market was theirs. He said the tremendous influence of these companies this year were the proposed farmers' in this business was due to the liberal policy of Pennsylvania in encouraging coal development by authorizing an alliance between the coal producing and the coal transporting companies.

#### Transportation Control.

As to the transportation of the coal o Tidewater, Justice Burton said in dependent of any agreement of combination, the six railroads were in in disputed control.

"The situation is one which invites concerted action," continued the justice, "and makes exceedingly easy the accomplishment of any purpose to dominate the supply and control the prices at the seaboard. The one fourth supply which comes from independent operators has been sold in competition with the larger supply of vitation of several representatives of the defendants. If, by concert of ac-

Continued on Page Three.

## DOCTOR'S WIFE POISONED? MARRIES AGAIN ACCUSED



DR. A. B. SMITH AND SECOND WIFE.

## **GOVERNOR SPRY BACK** FROM EASTERN TRIP

Visited Considerable Portion of East and South During His Absence.

PLEASED WITH RESULTS

Talks Entertainingly of Conferences Held; Discusses the Capitol.

Governor William Spry returned yessideration were those alleged to have terday afternoon from an eastern trip whither he has been for the past two the bride's home, Newton Highlands, Would Cut Levy. weeks. During his absence from Utah, Mass. Governor Spry attended the annual conference of governors at Richmond, Va. conferred with President Taft in Washington and spent some time in New York. For the next two weeks the governor will be very busy with his duties as a member of the state capitol commission, and making preparations for of murder in the first degree. He will the coming session of the state legislature. The governor has in preparation He has pleaded not guilty and appears Justice Burton Dwelt upon the great his inaugural address and his blennial message to the state legislature.

The governor was pleased with the work of the conference of governors at Richmond, though he believed that the conference should have done more in the line of uniform legislation than it had done in the past. Among the matters taken up at the governors' conference loans suggested by President Taft, a plan of making legal procedure especially in criminal cases much more brief than at present, uniform marriage and divorce the race question as presented by the flery and erratic Governor Blease of South Carolina, and proposed state in-

#### Confers With President.

Following the conference, Governor Spry went to Washington where, with many of the governors he conferred with loan plan. He took advantage of the octo the president, a gift which pleased the president mightily. While in Washington, Governor Spry attended a conference of Republican leaders to discuss a plan of reorganization for the party. Later, he went to New York at the inmarble and granite companies, who

(Continued on Page Nine.)

Physician and Bride Live in Luxury Despite His Indictment for Murder.

C PRINGFIELD, Ohio, Dec. 16.-Did Dr. Arthur B. Smith poison

Smith? This is the problem over which the entire city is puzzling. Dr. Smith has been indicted for the murder of his wife, who died on March 18. She was mark. The assessed valuation of all the a local belle, her family being one of property assessed in Utah is \$290,262,873.

The death certificate said she died pered rumors which gained wider circalation every day. The rumors bewife Dr. Smith married Miss Mabel public utilities. Merchant, formerly a nurse at the City hospital. The wedding took place at

The Cavilier family began investigating the rumors. The body was exhumed and a thorough examination by two eminent Columbia university medical authorities resulted in the grand jury indicting Dr. Smith on the charge be tried in January or perhaps May. to be the only one connected with the tax on public utilities. At present the case who is not worrying.

He has supplied himself with every possible convenience in his cell, determined to make the best of his confinement. Mrs Smith No. 2, who also bas everything money can buy, calls to see him daily, as does his mother,

#### DEPUTY MARSHAL IS "FIRED" IN DISGRACE

the hospitality of Jack Johnson, the not be postponed. The board suggests negro prize-fighter, was the allegation which caused the dismissal of Edward marshal it was learned today.

It was held improper for a deputy marshal to associate with a man who faces the president relative to his farmers' triat in a United States court, as does Johnson, for alleged violation of the casion to present for the citizens of Tre- white slave law. Marsales was discharged monton a box of winter banana apples Saturday on telegraph orders from At- of each county the valuation of the pubtorney General Wickersham.

#### Earthquake Shocks.

HELENA. Mont., Dec. 16.-Two arthquake shocks were felt at 7 o'clock tonight at the Marysville, Bald Butte. Hald Mountain and Jay Gould mining camps, twenty-five miles from Helena. The shock was felt here.

# FOR TAXATION

State Board of Equalization Makes Numerous Important Recommendations in Report to Governor.

CASH VALUE ON PROPERTY ASKED

Extension of Term of County Assessors to Four Years, With Higher Salaries, Regarded as Beneficial.

#### RECOMMENDATIONS OF STATE BOARD OF EQUALIZATION

All property should be assessed at its actual value

The method of the distribution of the proceeds of the tax on public

Laws providing for greater uniformity of assessments and requiring the equalization of assessed valuations of county property by county assessors and county boards of equalization. A revision of the law regulating the

tax on the net proceeds of mines. A law making the term of office of county assessors elected for 1913 and 1914 expire June 30, 1915, and making thereafter four years instead of two. A law giving the state board of equalization supervisory power over those charged with the duties of making tax levies, excepting state tax

priations for the maintenance of state institutions making these appropriations cover the period to March 31 instead of only to December 21.

A law making more clear the tax

bers of the state board of equalization so that they will expire on September 30 instead of March 31. Some means to compel county officers to make reports to the state board of equalization according to

ili state board of equalization in its blennial report to the governor submitted yesterday urges that all property in the state be assessed at its actual cash value. The board recommends that all tax bis first wife, Florence Cavilier levies be correspondingly reduced. This ecommendation is new in Utah, though in some other states the plan is being

adopted. The assessed valuation of Utah this year passes the two hundred million the oldest and most respected in the Of this amount, more than one-third is in Salt Lake county. This county's azsessed valuation is four times as great The death certificate said she died as that of any other county in the state of heart trouble, but there were whiscounty is \$84,052,144.16, of which \$29 .-627,252 is in real estate, \$23,375,347 in came more explicit when in less than improvements, \$17,627,328 in personal six months after the death of his first property, and \$13,422,217.16 in mines and second with a total assessed valuation of \$20,280,561.

Of particular interest are several important recommendations by the state board of equalization for changes in the revenue laws. With considerable emphasis the state board recommends that all property be assessed at its actual cash value and that all tax levies be reduced to the lowest possible point.

The state board of equalization again urges a radical change in the distribution of the proceeds derived from the proceeds are distributed among the counties in which the public utilities operate. This distribution in the case of railroads is based on the mileage of the railroad in each county. This method of distribution the state board denounces as absolutely wrong, declaring that it is continued in force solely on the theory that "might makes right."

### Problem Not Easy.

The board admits that the problem of the distribution of the proceeds of the utility tax is perplexing, but declares CHICAGO, Dec. 15 .- That he accepted that it is one the solution of which must as a possible method of solution much more equitable than the present one, the Marsales, a deputy United States distribution among all counties of the state in the ratio of the assessed valuation of the counties less the value of public utilities. The plan is first to ascertain the total assessed valuation of public utilities in each county of the state: then to subtract from the total valuation tic utilities in each county; then to apportion the proceeds of the tax of the public utilities secured throughout the state, to each county in the ratio of the assessed valuation of each county to the total valuation of the state, less the More uniformity of valuation is urged

(Continued on Page Two.)